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# HOUSE BILL No. 1268

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 20-26-5-31; IC 34-30-14-7.

**Synopsis:** CPR and Heimlich maneuver training for school personnel. Requires all school personnel, by July 1, 2009, to be trained in cardiopulmonary resuscitation (CPR) and the Heimlich maneuver.

**Effective:** July 1, 2007.

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January 11, 2007, read first time and referred to Committee on Education.

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Introduced

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

## HOUSE BILL No. 1268

A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 20-26-5-31 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2007]: **Sec. 31. (a) The governing body of a school corporation**  
4 **shall adopt a policy that requires every certificated and**  
5 **noncertificated employee to:**

6           **(1) successfully complete a course approved by the board in:**

7               **(A) cardiopulmonary resuscitation that includes a test**  
8               **demonstration on a mannequin;**

9               **(B) removing a foreign body causing an obstruction in an**  
10              **airway; and**

11              **(C) the Heimlich maneuver; or**

12           **(2) hold a valid certification in the procedures described in**  
13           **subdivision (1) issued by:**

14               **(A) the American Red Cross;**

15               **(B) the American Heart Association; or**

16               **(C) a comparable organization or institution approved by**  
17              **the board.**



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1       **(b) A school employee is exempt from the requirements under**  
 2       **this section if the school employee has physical limitations that**  
 3       **make it impracticable for the employee to complete a course or**  
 4       **certification described in subsection (a)(1) or (a)(2).**

5       SECTION 2. IC 34-30-14-7 IS ADDED TO THE INDIANA CODE  
 6       AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 7       1, 2007]: **Sec. 7. A school employee who:**

8               **(1) performs cardiopulmonary resuscitation on;**

9               **(2) performs the Heimlich maneuver on; or**

10              **(3) removes a foreign body that is obstructing an airway of;**  
 11       **another person in the course of employment as a school employee**  
 12       **is not liable in a civil action for damages resulting from an act or**  
 13       **omission occurring during the performance of a function under**  
 14       **this section unless the act or omission constitutes gross negligence**  
 15       **or willful and wanton misconduct.**

16       SECTION 3. [EFFECTIVE JULY 1, 2007] **(a) Notwithstanding**  
 17       **IC 20-26-5-31, as added by this act, a school employee who is**  
 18       **employed by a school corporation on June 30, 2007, is not required**  
 19       **to comply with the requirements of IC 20-26-5-31, as added by this**  
 20       **act, before July 1, 2009.**

21       **(b) This SECTION expires July 1, 2009.**

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